

# SOLE DECLARATION FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled METHODS OF DETECTION UTILIZING MODIFIED BACTERIOPHAGE

the specification of which

- ☐ is attached hereto.  
☒ was filed on May 22, 1997, as Application Serial Number 08/861,572, and was amended on \_\_\_\_\_ (if applicable).

I hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

## Prior Foreign Application(s)

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Under 35 U.S.C. § 119

## Prior United States Application(s)

I hereby claim the benefit under Title 35, United States Code, § 120 of the United States provisional application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial Number	Date of Filing (Month, Day, Year)	Status — Patented, Pending, Abandoned
60/018,074	05/22/96	Pending

And I hereby appoint, both jointly and severally, as our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the following attorneys who are all members of the Bar of the District of Columbia, their registration numbers being listed after their names:

Donald W. Banner, Registration No. 17,037; Edward F. McKie, Jr., Registration No. 17,335; William W. Beckett, Registration No. 18,262; Dale H. Hoscheit, Registration No. 19,090; Joseph M. Potenza, Registration No. 28,175; Alan I. Cantor, Registration No. 28,163; James A. Niegowski, Registration No. 28,331; Joseph M. Skerpon, Registration No. 29,864; Thomas L. Peterson, Registration No. 30,969; Nina L. Medlock, Registration No. 29,673; William J. Fisher, Registration No. 32,133; Thomas H. Jackson, Registration No. 29,808; and Sarah A. Kagan, Registration No. 32,141.

3116

All correspondence and telephone communications should be addressed to Banner & Witcoff, Ltd., Eleventh Floor, 1001 G Street, N.W., Washington, D.C. 20001-4597, telephone number (202) 508-9100, which is also the address and telephone number of each of the above listed attorneys.

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature [Signature] Date 10/7/97  
Full Name of Sole Inventor Li Min  
Family Name First Given Name Second Given Name  
Residence 8610 Northfields Circle, Lutherville, Maryland 21093  
Citizenship P.R. China  
Post Office Address same

LAW OFFICES  
BANNER & ALLEGRETTI, LTD.  
1001 G STREET, N.W.  
WASHINGTON, D.C. 20001-4597  
(202) 508-9100

Applicant or Patentee: Min Li  
Serial or Patent No.: 08/861,572

3116  
Attorney's #: 01107,08029  
Filed or Issued: 05/22/97

For: METHODS OF DETECTION UTILIZING MODIFIED BACTERIOPHAGE

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 C.F.R. §§1.9(f) AND 1.27(d)) — NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: The Johns Hopkins University

ADDRESS OF ORGANIZATION: 720 Rutland Avenue, Baltimore, Maryland 21205

**TYPE OF ORGANIZATION**

- ☒ UNIVERSITY OF OTHER INSTITUTION OF HIGHER EDUCATION  
☐ TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 U.S.C. §§501(a) and 501(c)(3))  
☐ NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA  
(NAME OF STATE) \_\_\_\_\_  
(CITATION OF STATUTE) \_\_\_\_\_  
☐ WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 U.S.C. §§501(a) and 501(c)(3))  
IF LOCATED IN THE UNITED STATES OF AMERICA  
☐ WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED  
STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA  
(NAME OF STATE) \_\_\_\_\_  
(CITATION OF STATUTE) \_\_\_\_\_

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. §1.9(c) for purposes of paying reduced fees under §§41(a) and (b) of Title 35, United States Code, with regard to the invention entitled **METHODS OF DETECTION UTILIZING MODIFIED BACTERIOPHAGE**.

(by inventor(s) Min Li

described in ☐ the specification filed herewith.

☒ application serial no. 08/861,572

filed 05/22/97

☐ patent no. \_\_\_\_\_ issued \_\_\_\_\_

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above-identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. §1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(d) or a nonprofit organization under 37 C.F.R. §1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. §1.27)

FULL NAME \_\_\_\_\_

☐ Individual

ADDRESS \_\_\_\_\_

☐ Small Business Concern

☐ Nonprofit Organization

FULL NAME \_\_\_\_\_

☐ Individual

ADDRESS \_\_\_\_\_

☐ Small Business Concern

☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR §1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these were made with the knowledge that false statements made willfully are punishable by fine, imprisonment, or both a fine and imprisonment under Section 1001 of Title 18 of the United States Code; and further that false statements made willfully may jeopardize the validity of the application, of any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Howard W. Goldfarb

TITLE IN ORGANIZATION Managing Director

ADDRESS OF PERSON SIGNING 304 E. Monument St. Suite 2700 Baltimore, MD 21205 U.S.A.

SIGNATURE [Signature]

DATE 10-7-97

LAW OFFICES  
BANNER & WITCOFF, L.T.D.  
1001 G STREET, N.W.  
WASHINGTON, D.C. 20001-4597  
(202)508-9100

Revised May, 1996

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
Min Li ) Group Art Unit:  
Serial No. T/B/A ) Examiner:  
Filed: November 30, 2000 ) Atty. Dkt. No. 01107.00063

For: METHODS OF DETECTION UTILIZING MODIFIED BACTERIOPHAGE

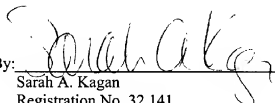
STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please use or make a copy of the CRF of the Sequence Listing filed October 28, 1997  
in parent application U.S. Serial No. 08/861,572 for examination of the subject application.  
Its content is believed to be identical to the paper copy submitted herewith.

Respectfully submitted,

By:   
Sarah A. Kagan  
Registration No. 32,141

BANNER & WITCOFF, LTD.  
1001 G STREET, N.W., SUITE 1100  
WASHINGTON, D.C. 20001-4597  
(202) 508-9100